


<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small> <b>1c772 U.S. PTO</b>  <b>04/20/01</b>	Attorney Docket No. 206399US2RD
	First Inventor or Application Identifier Masahiro TAKAGI
	Title COMMUNICATION DEVICE AND COMMUNICATION CONTROL METHOD USING LOWER LAYER DATA TRANSMISSION ORDER CONTROL AT UPPER LAYER
Assignee Name: KABUSHIKI KAISHA TOSHIBA	
Assignee Address: 72, Horikawa-cho, Saiwai-ku, Kawasaki-shi, Kanagawa-ken, Japan	

<b>APPLICATION ELEMENTS</b> <small>See MPEP chapter 600 concerning utility patent application contents</small>	<b>ADDRESS TO:</b> Assistant Commissioner for Patents Box Patent Application Washington, DC 20231
<b>1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g. PTO/SB/17)</b> (Submit an original and a duplicate for fee processing)	<b>ACCOMPANYING APPLICATION PARTS</b>
<b>2. <input checked="" type="checkbox"/> Specification</b> Total Sheets <b>36</b>	<b>7. <input type="checkbox"/> Assignment Papers (cover sheet &amp; document(s))</b>
<b>3. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113)</b> Total Sheets <b>12 (Formals)</b>	<b>8. <input checked="" type="checkbox"/> Application Data Sheet.</b> See 37 CFR 1.76
<b>4. <input checked="" type="checkbox"/> Oath or Declaration</b> Total Pages <b>3</b>	<b>9. <input type="checkbox"/> 37 C.F.R. §3.73(b) Statement</b> <input type="checkbox"/> Power of Attorney <small>(when there is an assignee)</small>
<b>a. <input checked="" type="checkbox"/> Newly executed (original)</b>	<b>10. <input type="checkbox"/> English Translation Document (if applicable)</b>
<b>b. <input type="checkbox"/> Copy from a prior application (37 C.F.R. §1.63(d))</b> <small>(for continuation / divisional w/ box 17 completed)</small>	<b>11. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449</b> <input checked="" type="checkbox"/> Copies of IDS Citations (2)
<b>i. <input type="checkbox"/> DELETION OF INVENTOR(S)</b> <small>Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §1.63(d)(2) and 1.33(b).</small>	<b>12. <input type="checkbox"/> Preliminary Amendment</b>
<b>5. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)</b>	<b>13. <input checked="" type="checkbox"/> White Advance Serial No. Postcard</b>
<b>6. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)</b>	<b>14. <input type="checkbox"/> Certified Copy of Priority Document(s)</b> <small>(if foreign priority is claimed)</small>
<b>a. <input type="checkbox"/> Computer Readable Form (CRF)</b>	<b>15. <input type="checkbox"/> Applicant claims small entity status.</b> <small>See 37 CFR 1.27</small>
<b>b. Specification or Sequence Listing on:</b>	<b>16. <input checked="" type="checkbox"/> Other:</b> Notice of Priority, Statement of Relevancy
<b>i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or</b>	
<b>ii. <input type="checkbox"/> Paper</b>	
<b>c. <input type="checkbox"/> Statements verifying identity of above copies</b>	

**17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below:**

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application no.:  
Prior application information: Examiner: Group Art Unit:

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**18. Amend the specification by inserting before the first line the sentence:**

☐ This application is a ☐ Continuation ☐ Division ☐ Continuation-in-part (CIP)  
of application Serial No. Filed on


☐ Which was published in English

☐ Which was not published in English

☐ This application claims priority of provisional application Serial No. Filed

**19. CORRESPONDENCE ADDRESS**

  
**22850**  
(703) 413-3000  
FACSIMILE: (703) 413-2220

Name:	Marvin J. Spivak	Registration No.:	24,913
Signature:		Date:	4/20/01
Name:	C. Irvin McClelland	Registration No.:	

Registration Number 21,124

Docket No. 206399US2RD

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

INVENTOR(S) Masahiro TAKAGI

SERIAL NO: New Application

FILING DATE: Herewith

FOR: COMMUNICATION DEVICE AND COMMUNICATION CONTROL METHOD USING LOWER LAYER  
DATA TRANSMISSION ORDER CONTROL AT UPPER LAYER

**FEE TRANSMITTAL**

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS	15 - 20 =	0	× \$18 =	\$0.00
INDEPENDENT CLAIMS	4 - 3 =	1	× \$80 =	\$80.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS (If applicable)			+ \$270 =	\$0.00
<input type="checkbox"/> LATE FILING OF DECLARATION			+ \$130 =	\$0.00
BASIC FEE				\$710.00
TOTAL OF ABOVE CALCULATIONS				\$790.00
<input type="checkbox"/> REDUCTION BY 50% FOR FILING BY SMALL ENTITY				\$0.00
<input type="checkbox"/> FILING IN NON-ENGLISH LANGUAGE			+ \$130 =	\$0.00
<input type="checkbox"/> RECORDATION OF ASSIGNMENT			+ \$40 =	\$0.00
TOTAL				\$790.00

- ☐ Please charge Deposit Account No. 15-0030 in the amount of \_\_\_\_\_ A duplicate copy of this sheet is enclosed.
- ☒ A check in the amount of **\$790.00** to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for the papers being filed herewith and for which no check is enclosed herewith, or credit any overpayment to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

Date: 4/20/01



**22850**

Tel. (703) 413-3000  
Fax. (703) 413-2220  
(OSMMN 10/00)

C. Irvin McClelland  
Marvin J. Spivak

Registration No. 24,913

**C. Irvin McClelland**

Registration Number 21,124